

# **EXHIBIT 1**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

LOREAN BARRERA, on behalf of herself and  
all others similarly situated,

Plaintiff,

v.

PHARMAVITE LLC, a California limited  
liability company,

Defendant.

Case No. 2:11-cv-04153-CAS (AGrx)

**DECLARATION OF PHIL COOPER  
RE: NOTICE PROCEDURES**

I, **PHIL COOPER**, declare:

1. I am a Senior Project Manager at KCC Class Action Services, LLC ("KCC"). I am not a party to this action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. KCC was retained by the parties to serve as the Claims Administrator to, among other tasks, complete the Class Action Fairness Act ("CAFA") notification; provide for a media outreach campaign; publish the Summary Notice; receive and process Claim Forms; respond to Class Member inquiries; establish and maintain a settlement website; establish and maintain an automated telephone helpline; and perform other duties as specified in the Settlement Agreement and General Release (the "Settlement Agreement") preliminarily approved by this Court on June 5, 2017.

3. **CAFA Notification**. In compliance with 28 U.S.C. Section 1715, KCC compiled a CD-

1 ROM containing the following documents: Class Action Complaint for (1) Violation of the Consumers  
2 Legal Remedies Act, Civil Code §1750 et seq.; (2) Violation of the Unfair Competition Law, Business  
3 and Professions Code §17200 et seq.; and (3) Breach of Express Warranty,, First Amended Class Action  
4 Complaint for (1) Violation of the Consumers Legal Remedies Act, Civil Code §1750 et seq.; (2)  
5 Violation of the Unfair Competition Law, Business and Professions Code §17200 et seq.; and (3) Breach  
6 of Express Warranty, Second Amended Class Action Complaint for (1) Violation of the Consumers  
7 Legal Remedies Act, Civil Code §1750 et seq.; (2) Violation of the Unfair Competition Law, Business  
8 and Professions Code §17200 et seq.; and (3) Breach of Express Warranty; Pharmavite LLC's Answer  
9 to Plaintiff's Second Amended Class Action Complaint; Demand for Jury Trial; Pharmavite LLC's  
10 Amended Answer to Plaintiff's Second Amended Class Action Complaint; Demand for Jury Trial;  
11 Plaintiff's Unopposed Motion for Preliminary Approval of Settlement; Plaintiff's Memorandum in  
12 Support of Unopposed Motion for Preliminary Approval of Settlement; Declaration of Patricia N.  
13 Syverson in Support of Plaintiff's Unopposed motion for Preliminary Approval of Settlement; Notice of  
14 Errata Re: Plaintiff's Unopposed Motion for Preliminary Approval of Settlement (correcting location of  
15 hearing to Courtroom 8D, 8<sup>th</sup> Floor, First Street Courthouse, 350 W. First Street, Los Angeles,  
16 California 90012); Joint Stipulation Regarding Schedule for Preliminary and Final Approval of  
17 Settlement; Proposed] Preliminary Approval Order; Claim Form; Summary Notice; Long Form Notice;  
18 and Settlement Agreement and General Release, which accompanied a cover letter (collectively, the  
19 "CAFA Notice Packet"). A copy of the cover letter is attached hereto as Exhibit A.

20 4. On May 5, 2017, KCC caused fifty-eight (58) CAFA Notice Packets to be mailed via  
21 Priority Mail from the U.S. Post Office in Memphis, Tennessee to the parties listed on Exhibit B, *i.e.*,  
22 the U.S. Attorney General, the Attorneys General of each of the 50 States and the District of Columbia,  
23 the Attorneys General of the 5 recognized U.S. Territories, as well as parties of interest to this Action.

24 5. As of the date of this declaration, KCC has received no response to the CAFA Notice  
25 Packet from any of the recipients identified in paragraph 4 above.

26 6. **Publication of Summary Notice.** A Summary Notice was published in the following  
27 publications: *Arthritis Today*, September/October 2017 issue; *People*, August 14, 2017; *Los Angeles*  
28 *Daily News*, July 24, 2017, July 31, 2017, August 7, 2017, August 14, 2017; internet – run of network,

1 July 17, 2017 through August 13, 2017; Google display network, July 17, 2017 through August 13,  
2 2017, and Facebook, July 17, 2017 through August 13, 2017. Tear sheets for all publications are  
3 attached hereto as Exhibit C.

4 7. **Toll-Free Telephone Number**. On or before July 12, 2017, KCC established a toll-free  
5 automated telephone number dedicated to providing settlement information to potential Class Members.  
6 As of November 20, 2017, KCC has received a total of 351 calls.

7 8. **Website**. On or before July 12, 2017, KCC also established a website  
8 ([www.glucosaminesupplementsettlement.com](http://www.glucosaminesupplementsettlement.com)) dedicated to this settlement to provide additional  
9 information to potential Class Members and to answer frequently asked questions. Visitors of the  
10 website were able to download a Notice, Claim Form, and pertinent Court documents pertaining to the  
11 settlement. Visitors also had the option of submitting claims online and upload supporting  
12 documentation. The web address was set forth in the Notice, Summary Notice and Claim Form. As of  
13 November 20, 2017, the website has received 207,280 unique visits.

14 9. **Requests for Exclusion**. The deadline for Class Members to request to be excluded from  
15 the class was a postmarked deadline of November 13, 2017. As of the date of this declaration, KCC has  
16 received 1 request for exclusion. A copy of the exclusion request is attached hereto as Exhibit D.

17 10. **Objections to the Settlement**. The deadline for Class Members to object to the  
18 Settlement was a postmarked deadline of November 13, 2017. As of the date of this declaration, KCC  
19 has received no objections to the settlement.

20 11. **Claim Forms**. The deadline for Class Members to file a claim was a deadline of  
21 electronic receipt or postmarked by November 13, 2017. As of the date of this declaration, KCC has  
22 received 98,852 claim forms. While claims are still being evaluated for validity, preliminary review  
23 indicates that approximately 80,374 claims have been submitted claiming the combined cash/product  
24 benefit option and 17,831 claims have been submitted claiming only the product benefit option. There  
25 are 647 paper claims that are in the process of data entry, and we cannot assess the benefit options  
26 selected for that group of claims at this time.

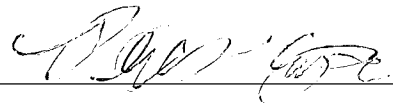
27 12. **Shirley Kwan**. On September 15, 2017, Ms. Shirley Kwan wrote to the Court regarding  
28 her dissatisfaction and difficulties with the claim filing process. KCC was notified on September 21,

1 2017, of Ms. Kwan's issues and promptly reached out to her to resolve the situation. Through a series of  
2 email communications as well as telephone calls, KCC was able to successfully assist Ms. Kwan in the  
3 filing of her claim on October 12, 2017.

4 13. On November 13, 2017, Ms. Kwan contacted KCC requesting assistance in the filing of a  
5 claim on behalf of her mother, Kazuko Kwan. KCC was able to successfully assist in the completed  
6 claim filing for Ms. Kwan same day.

7 14. **Cost of Administration.** To date, KCC has accrued \$336,690. Final costs are not yet  
8 known as there are several tasks yet to be undertaken, such as deficiency mailing and processing, claims  
9 analysis finalization, and distribution preparation.

10  
11 I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true  
12 and correct to the best of my knowledge. Executed on this 27th day of November at San Rafael,  
13 California.

14  
15   
16 PHIL COOPER

## **Exhibit A**



3301 Kerner Boulevard  
San Rafael, CA 94901

415.798.5900 PHONE  
415.892.7354 FAX  
kccllc.com

May 5, 2017

VIA PRIORITY MAIL

«First» «Last»  
«Company»  
«Address\_1»  
«Address\_2»  
«City», «State» «Zip»

Re: Notice of Proposed Class Action Settlement Pursuant to 28 U.S.C. § 1715

Dear «First» «Last»:

KCC Class Action Services, LLC, has been retained as the independent third-party administrator in a putative class action lawsuit entitled *Lorean Barrera, on behalf of herself and all others similarly situated, v. Pharmavite, LLC, a California limited liability company*, Case No. 2:11-cv-04153-CAS-AGR. TATRO TEKOSKY SADWICK LLP represents Pharmavite LLC ("Pharmavite") in this matter. The lawsuit is pending before the Honorable Christina A. Snyder in the United States District Court for the Central District of California. This letter is to advise you that Plaintiff filed an Unopposed Motion for Preliminary Approval of Class Action Settlement in connection with this class action lawsuit on April 28, 2017.

**Case Name:** *Lorean Barrera v. Pharmavite, LLC*

**Case Number:** 2:11-cv-04153-CAS-AGR

**Jurisdiction:** United States District Court,  
Central District of California

**Date Settlement**

**Filed with Court:** April 28, 2017

Pharmavite consented to the settlement solely to avoid the burden, expense, inconvenience, and inherent risk of litigation as well as the concomitant disruption of its business operations. Pharmavite stands behind these products and the labeling claims made on them. In compliance with 28 U.S.C. § 1715(b), the following documents referenced below are included on the CD that is enclosed with this letter:

1. **28 U.S.C. § 1715(b)(1) – Complaint and Related Materials:** Copies of the original *Class Action Complaint for (1) Violation of the Consumers Legal Remedies Act, Civil Code §1750 et seq.; (2) Violation of the Unfair Competition Law, Business and Professions Code §17200*



«First» «Last»

May 5, 2017

Page 2

*et seq.; and (3) Breach of Express Warranty,, First Amended Class Action Complaint for (1) Violation of the Consumers Legal Remedies Act, Civil Code §1750 et seq.; (2) Violation of the Unfair Competition Law, Business and Professions Code §17200 et seq.; and (3) Breach of Express Warranty, Second Amended Class Action Complaint for (1) Violation of the Consumers Legal Remedies Act, Civil Code §1750 et seq.; (2) Violation of the Unfair Competition Law, Business and Professions Code §17200 et seq.; and (3) Breach of Express Warranty, Pharmavite LLC's Answer to Plaintiff's Second Amended Class Action Complaint; Demand for Jury Trial, and Pharmavite LLC's Amended Answer to Plaintiff's Second Amended Class Action Complaint; Demand for Jury Trial are included on the enclosed CD.*

2. **28 U.S.C. § 1715(b)(2) – Notice of Any Scheduled Judicial Hearing:** As of May 5, 2017, the Court has not yet scheduled a final fairness hearing in this matter. Plaintiff filed *Plaintiff's Unopposed Motion for Preliminary Approval of Settlement* requesting that a hearing take place on June 5, 2017, at 10:00 a.m. Pacific in Courtroom 5 on the 2<sup>nd</sup> floor before the Honorable Christina A. Snyder. Copies of *Plaintiff's Unopposed Motion for Preliminary Approval of Settlement*, *Plaintiff's Memorandum in Support of Unopposed Motion for Preliminary Approval of Settlement*, *Declaration of Patricia N. Syverson in Support of Plaintiff's Unopposed motion for Preliminary Approval of Settlement*, *Notice of Errata Re: Plaintiff's Unopposed Motion for Preliminary Approval of Settlement* (correcting location of hearing to Courtroom 8D, 8<sup>th</sup> Floor, First Street Courthouse, 350 W. First Street, Los Angeles, California 90012), *Joint Stipulation Regarding Schedule for Preliminary and Final Approval of Settlement*, and *[Proposed] Preliminary Approval Order* are included on the enclosed CD.
3. **28 U.S.C. § 1715(b)(3) – Notification to Class Members:** Copies of the *Claim Form*, *Summary Notice*, and *Long Form Notice* to be provided to the class are included on the enclosed CD.
4. **28 U.S.C. § 1715(b)(4) – Class Action Settlement Agreement:** A copy of the *Settlement Agreement and General Release* is included on the enclosed CD.
5. **28 U.S.C. § 1715(b)(5) – Any Settlement or Other Agreement:** As of May 5, 2017, there are no other settlement or agreement among the Parties, either directly or by and through their respective counsel.
6. **28 U.S.C. § 1715(b)(6) – Final Judgment:** No Final Judgment has rendered as of May 5, 2017, nor have any Notices of Dismissal been issued at this time.
7. **28 U.S.C. § 1715(b)(7)(A)-(B) – Names of Class Members/Estimate of Class Members:** Pursuant to 28 U.S.C. § 1715(b)(7)(A), at this time a list of class members as well as each State of residence is not available, because the Parties do not presently know the names or



«First» «Last»

May 5, 2017

Page 3

current addresses of all the proposed settlement class members. Pursuant to 28 U.S.C. § 1715(b)(7)(B), it is not feasible to provide a meaningful estimate or approximation of the number of individuals in the class. The subject of the settlement is a glucosamine dietary supplement product, with an estimated 17 million units sold over the class settlement period of approximately 6 years. There is no reasonable means to identify the location or identity of any settlement class member at this time.

8. **28 U.S.C. § 1715(b)(8) – Judicial Opinions Related to the Settlement:** The proposed Settlement is still pending final approval by the Court. There are no judicial opinions related to the Settlement. As of May 5, 2017, there has been no written judicial opinion related to the settlement.

If for any reason you believe the enclosed information does not fully comply with 28 U.S.C. § 1715, please contact counsel for Pharmavite immediately at either (213) 225-7171 or [rtatro@ttsmlaw.com](mailto:rtatro@ttsmlaw.com) so that Pharmavite can address any concerns or questions you may have.

Thank you.

Sincerely,

/s/

Daniel Burke

Executive Vice President

Enclosure – CD

## **Exhibit B**

Last	First	Company	Address 1	Address 2	City	State	Zip
Lindemuth	Jahna	Office of the Alaska Attorney General	P.O. Box 110300		Juneau	AK	99811-0300
Marshall	Steve	Office of the Alabama Attorney General	501 Washington Avenue	PO Box 300152	Montgomery	AL	36130-0152
Rutledge	Leslie	Arkansas Attorney General Office	323 Center Street, Suite 200		Little Rock	AR	72201-2610
Brnovich	Mark	Office of the Arizona Attorney General	1275 W. Washington Street		Phoenix	AZ	85007
CAFA Coordinator		Office of the Attorney General	Consumer Law Section	455 Golden Gate Ave., Suite 11000	San Francisco	CA	94102
Coffman	Cynthia	Office of the Colorado Attorney General	Ralph L. Carr Colorado Judicial Center	1300 Broadway, 10th Floor	Denver	CO	80203
Jepsen	George	State of Connecticut Attorney General's Office	55 Elm Street		Hartford	CT	6106
Racine	Karl A.	District of Columbia Attorney General	441 4th Street, NW, Suite 1100S		Washington	DC	20001
Sessions	Jefferson	Attorney General of the United States	United States Department of Justice	950 Pennsylvania Avenue, NW	Washington	DC	20530-0001
Denn	Matthew	Delaware Attorney General	Carvel State Office Building	820 N. French Street	Wilmington	DE	19801
Bondi	Pam	Office of the Attorney General of Florida	The Capitol, PL-01		Tallahassee	FL	32399-1050
Carr	Chris	Office of the Georgia Attorney General	40 Capitol Square, SW		Atlanta	GA	30334-1300
Chin	Douglas S.	Office of the Hawaii Attorney General	425 Queen Street		Honolulu	HI	96813
Miller	Tom	Iowa Attorney General	Hoover State Office Building	1305 E. Walnut Street	Des Moines	IA	50319
Wasden	Lawrence	State of Idaho Attorney General's Office	Statehouse	700 W Jefferson St	Boise	ID	83720-0010
Madigan	Lisa	Illinois Attorney General	James R. Thompson Center	100 W. Randolph Street	Chicago	IL	60601
Hill, Jr.	Curtis T.	Indiana Attorney General's Office	Indiana Government Center South	302 West Washington Street, 5th Floor	Indianapolis	IN	46204
Schmidt	Derek	Kansas Attorney General	120 S.W. 10th Ave., 2nd Floor		Topeka	KS	66612-1597
Beshear	Andy	Office of the Kentucky Attorney General	700 Capitol Ave	Capitol Building, Suite 118	Frankfort	KY	40601
Landry	Jeff	Office of the Louisiana Attorney General	P.O. Box 94095		Baton Rouge	LA	70804-4095
Healey	Maura	Office of the Attorney General of Massachusetts	1 Ashburton Place		Boston	MA	02108-1518
Frosh	Brian	Office of the Maryland Attorney General	200 St. Paul Place		Baltimore	MD	21202-2202
Mills	Janet	Office of the Maine Attorney General	State House Station 6		Augusta	ME	04333
Schuetz	Bill	Office of the Michigan Attorney General	P.O. Box 30212	525 W. Ottawa Street	Lansing	MI	48909-0212
Lori Swanson	Attorney General	Attention: CAFA Coordinator	1400 Bremer Tower	445 Minnesota Street	St. Paul	MN	55101-2131
Hawley	Joshua D.	Missouri Attorney General's Office	Supreme Court Building	207 W. High Street	Jefferson City	MO	65101
Hood	Jim	Mississippi Attorney General's Office	Department of Justice	P.O. Box 220	Jackson	MS	39205
Fox	Tim	Office of the Montana Attorney General	Justice Bldg.	215 N. Sanders Street	Helena	MT	59620-1401
Stein	Josh	Office of the North Carolina Attorney General	Department of Justice	P.O. Box 629	Raleigh	NC	27602-0629
Stenehjem	Wayne	North Dakota Office of the Attorney General	State Capitol	600 E. Boulevard Avenue	Bismarck	ND	58505-0040
Peterson	Doug	Office of the Nebraska Attorney General	State Capitol	P.O. Box 98920	Lincoln	NE	68509-8920
Foster	Joseph A.	New Hampshire Attorney General	State House Annex	33 Capitol Street	Concord	NH	03301-6397
Porino	Christopher S.	Office of the New Jersey Attorney General	Richard J. Hughes Justice Complex	25 Market Street, P.O. Box 080	Trenton	NJ	08625
Balderas	Hector	Office of the New Mexico Attorney General	P.O. Drawer 1508		Santa Fe	NM	87504-1508
Laxalt	Adam Paul	Nevada Attorney General	Old Supreme Ct. Bldg.	100 North Carson Street	Carson City	NV	89701
Schneiderman	Eric	Office of the New York Attorney General	Department of Law	The Capitol, 2nd Floor	Albany	NY	12224
DeWine	Mike	Ohio Attorney General	State Office Tower	30 E. Broad Street	Columbus	OH	43266-0410
Hunter	Mike	Oklahoma Office of the Attorney General	313 NE 21st Street		Oklahoma City	OK	73105
Rosenblum	Ellen F.	Office of the Oregon Attorney General	Justice Building	1162 Court Street, NE	Salem	OR	97301
Shapiro	Josh	Pennsylvania Office of the Attorney General	1600 Strawberry Square		Harrisburg	PA	17120
Kilmartin	Peter	Rhode Island Office of the Attorney General	150 South Main Street		Providence	RI	02903
Wilson	Alan	South Carolina Attorney General	Rembert C. Dennis Office Bldg.	P.O. Box 11549	Columbia	SC	29211-1549
Jackley	Marty J.	South Dakota Office of the Attorney General	1302 East Highway 14, Suite 1		Pierre	SD	57501-8501
Slatery, III	Herbert H.	Tennessee Attorney General and Reporter	425 5th Avenue North		Nashville	TN	37243
Paxton	Ken	Attorney General of Texas	Capitol Station	P.O. Box 12548	Austin	TX	78711-2548
Reyes	Sean	Utah Office of the Attorney General	State Capitol, Room 236	350 N State St	Salt Lake City	UT	84114-0810
Herring	Mark	Office of the Virginia Attorney General	900 East Main Street		Richmond	VA	23219
Donovan	T.J.	Office of the Attorney General of Vermont	109 State Street		Montpelier	VT	05609-1001
Ferguson	Bob	Washington State Office of the Attorney General	1125 Washington St SE	P.O. Box 40100	Olympia	WA	98504-0100
Schimel	Brad	Office of the Wisconsin Attorney General	Dept of Justice, State Capitol, RM 114	East P.O. Box 7857	Madison	WI	53707-7857
Morrissey	Patrick	West Virginia Attorney General	State Capitol	1900 Kanawha Blvd E	Charleston	WV	25305
Michael	Peter K.	Office of the Wyoming Attorney General	State Capitol Bldg.	200 W 24th St	Cheyenne	WY	82002
Ale	Talauaga Eleasalo V.	American Samoa Attorney General	Exec. Ofc. Bldg, Utulei	Territory of American Samoa	Pago Pago	AS	96799
Barrett-Anderson	Elizabeth	Attorney General Office	590 S. Marine Corps Drive	ITC Bldg, Suite 706	Tamuning	Guam	96913
Manibusan	Edward	Northern Mariana Islands Attorney General	Administration Building	PO Box 10007	Saipan	MP	96950-8907
Vazquez Garced	Wanda	Puerto Rico Attorney General	P.O. Box 902192	San Juan	PR	00902	
Walker	Claude E.	Department of Justice	Virgin Islands Attorney General	34-38 Kronprindsens Gade, GERS Bldg, 2nd Floor	St. Thomas	VI	00802
Tatro	Rene P.	Tatro Tekosky Sadwick LLP	333 South Grand Avenue	Suite 4270	Los Angeles	CA	90071-2901

## **Exhibit C**



Photo/Video



Feeling/Activity



#26603

### Suggested Post



#### Pharmavite LLC Class Action Settlement

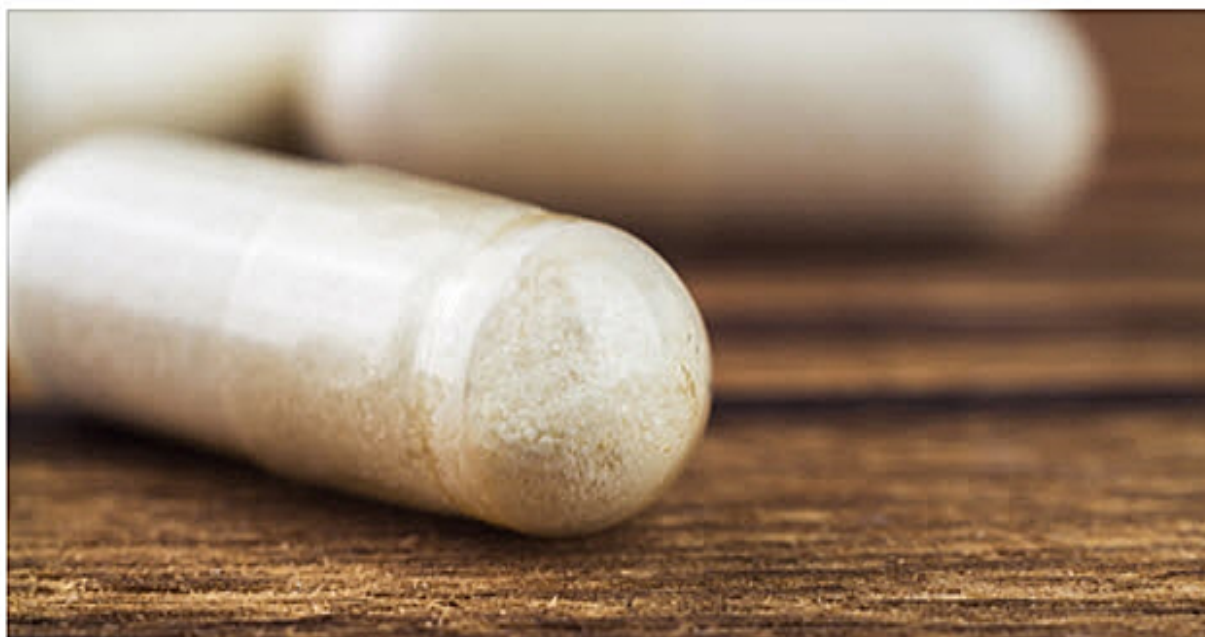
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If you bought a glucosamine and/or chondroitin supplement made by Pharmavite LLC, you could get money or free products from a class action settlement.



#### Pharmavite LLC Class Action Settlement

GLUCOSAMINESUPPLEMENTSETTLEMENT.COM

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Delta blasts Ann Coulter after Twitter  
her comments 'unacceptable' - foxne



#### Game of Thrones

8 winners and 5 losers from Game o  
season 7 premiere - vox.com



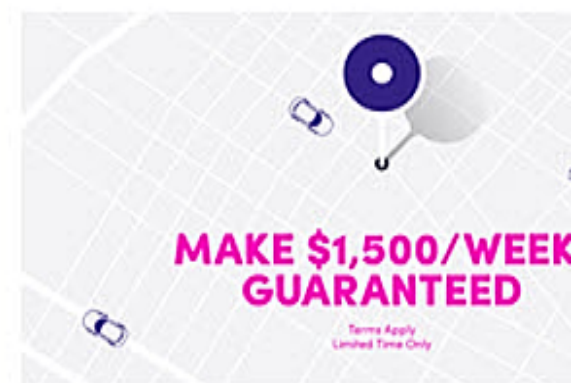
#### Winnie-the-Pooh

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## Pharmavite LLC Class Action Settlement

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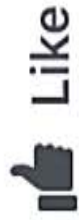
If you bought a glucosamine and/or chondroitin supplement made by Pharmavite LLC, you could get money or free products from a class action settlement.



## Pharmavite LLC Class Action Settlement

GlucosamineSupplementSettlement.C...

[Learn More](#)



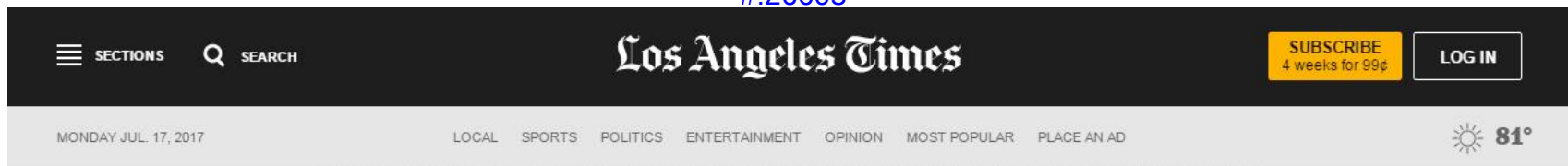
Like



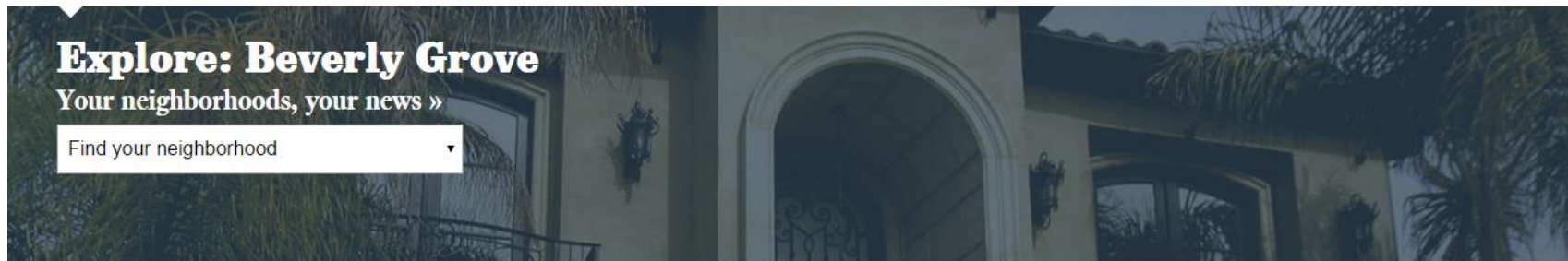
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day, the benches around the...



NEWS JUL. 14, 2017

## St. James church property in Newport is under bishop's control, judge rules

By **Hillary Davis**

An Orange County Superior Court judge has ruled that Los Angeles Episcopal Bishop J. Jon Bruno has legal control over the St. James the Great church property in Newport Beach, nullifying a claim by the land's donor that it can only be used as a church. The decision basically clears Bruno to sell...



NEWS JUL. 14, 2017

## Unicorn, fried, sweet and hot: We taste the OC Fair food

By **Hannah Fry and Luke Money**

From Flamin' Hot Cheetos cheese fries to a chicken sandwich made with doughnuts and heaped with ice cream, we made our way to the Orange County Fair Friday — stomachs rumbling and antacids at the ready — to taste some of the event's most unconventional gastronomic delights. Our first stop was Chicken...



NEWS JUL. 14, 2017

## Mystery jumper '8booth' sentenced for videotaped leaps in Laguna and Newport

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is the masked thrill-seeker "8booth," notorious for videos of his death-defying leaps  
he sentenced Friday to probation, community service and a day in Orange County

If you bought a  
glucosamine and/or  
chondroitin supplement  
made by Pharmavite LLC,  
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free products from a class  
action settlement.

Learn More

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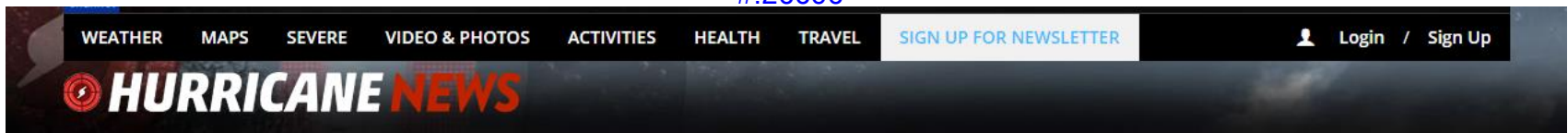
Los Angeles Times

You  
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VS MODE

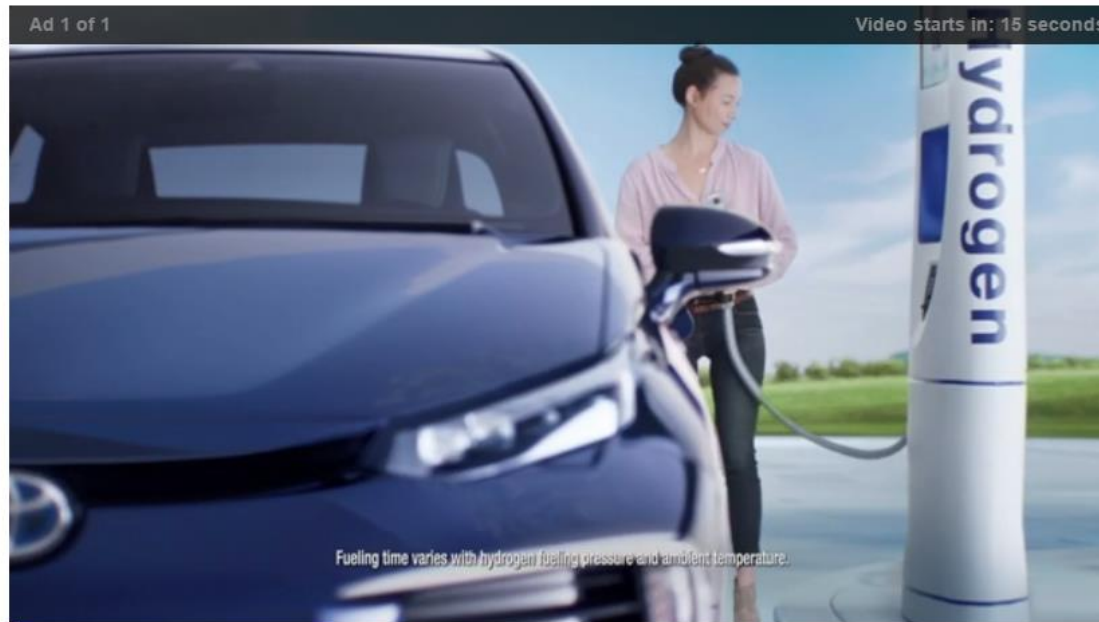
What is the name of the missile  
defense system in South Korea?

THAAD



## Tropical Storm Don Forms in the Atlantic; TS Watches, Warnings Posted for Windward Islands

Jul 17 2017 06:15 PM EDT | weather.com



Tropical Storm Don Forms in the Atlantic  
Meteorologist Danielle Banks tracks Tropical Storm Don in the Atlantic Ocean which could bring a threat of heavy rain and gusty winds to the Windward Islands.

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Amazing Road Trips to Take In Every State (PHOTOS)



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**If you bought a glucosamine and/or chondroitin supplement made by Pharmavite LLC, you could get money or free products from a class action settlement.**

**Learn More**

[www.GlucosamineSupplementSettlement.com](http://www.GlucosamineSupplementSettlement.com)

### NBC News



#### Story Highlights



An area of low pressure in the Atlantic has been named Tropical Storm Don.



Tropical storm watches and warnings are in effect for parts of the Windward Islands.

## Why Your Joints Hurt When the Weather Changes

Blame it on the barometric pressure.

ACHES AND PAINS



ACHES AND PAINS



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ACHES AND PAINS

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## MORE HEALTH STORIES



It's Green, But It's Gross: Why You May Want to Rethink Refilling That Reusable Wat...

Jul 11, 2017, 11:15 am EDT

A study on reusable water bottles has some disturbing results.



Here's a Danger You're Not Thinking About When You Go to the Beach

Jun 23, 2017, 2:45 pm EDT

Beach sand may contain pollutants and bacteria that is especially harmful to children.



New Noninvasive Therapy for Glaucoma

Jun 14, 2017, 5:15 pm EDT

Purdue University researchers have a working prototype for a noninvasive glaucoma therapy that relieves pressure on the eyes.



Nearly 1 in 12 Zika-Affected Pregnancies Result in Serious Birth Defects, CDC Study...

Jun 14, 2017, 12:30 pm EDT

Researchers say the virus poses a serious threat to pregnant women and their babies, regardless of when the mother was infected.

Next Page >

**If you bought a  
glucosamine and/or  
chondroitin supplement  
made by Pharmavite LLC,  
you could get money or  
free products from a class  
action settlement.**

**Learn More**

[www.GlucosamineSupplementSettlement.com](http://www.GlucosamineSupplementSettlement.com)



**The Weather Company**  
An IBM Business



If you bought a glucosamine and/or chondroitin supplement made by Pharmavite LLC, you could get money or free products from a class action settlement.

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ACTIVITIES

HEALTH

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## Health Minute

### ALL STORIES AND VIDEOS



#### Molecular MRI Device Inspired by Doctor Who

Mar 21, 2017, 5:15 pm EDT

Physicists at Australian National University have designed a prototype for a Doctor Who-like device that identifies and masses molecular composition.



#### Pregnancy App Gives Mothers and Babies Heart to Heart

Feb 13, 2017, 1:00 pm EDT

Bellabeat's Shell is a baby heartbeat listener that allows expectant mothers to bond with and monitor their babies during pregnancy.



#### MucoJet Tech Delivers Vaccines Without Needles

Mar 9, 2017, 1:45 pm EDT

Researchers at UC Berkeley have developed a new pill that can deliver vaccines without the need for needles.



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Mar 7, 2017, 1:15 pm EDT

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Mar 6, 2017, 3:20 pm EDT

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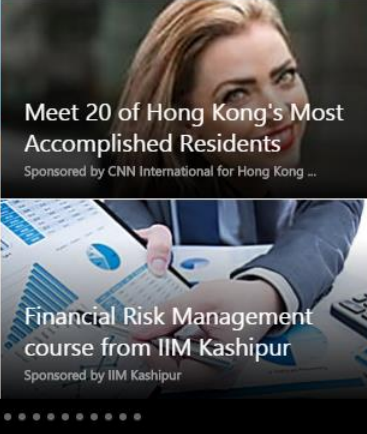
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If you bought a Pharmavite LLC product containing glucosamine and/or chondroitin, including TripleFlex® and BJ's products made by Pharmavite LLC, you could get money or free products from a class action settlement.

A settlement has been reached in a class action lawsuit alleging that the glucosamine and/or chondroitin supplements manufactured by Pharmavite LLC ("Pharmavite") or its affiliates, including the TripleFlex products and BJ's products made by Pharmavite (the "Covered Products"), do not provide certain benefits claimed in the labeling. Pharmavite denies these claims and denies it has done anything wrong. Pharmavite stands by the products, their labels and packaging, and their safety and efficacy. Plaintiff does not claim that these products are unsafe or present a health hazard. The Court has not decided in favor of either side.

**Who Is Included?** The "Settlement Class" includes all residents of the United States who, between May 1, 2007 and June 5, 2017 (the "Class Period"), paid money to obtain Covered Products for personal use and not resale or distribution.

**The Settlement Benefits.** Pharmavite has agreed to provide a \$1,000,000 monetary fund and \$5,900,000 in free product and shipping and handling costs; not to use certain terms in labeling its Covered Products; and to pay \$325,000 or more for notice and administration costs, as well as attorneys' fees of up to \$3,475,000, expenses up to \$600,000, and plaintiff's incentive award up to \$10,000.

Settlement Class Members may submit a Claim Form to request money (a "Cash Award") or free products ("Offered Products") plus shipping and handling costs ("Offered Product Benefits"). Settlement Class Members who submit a Valid Claim Form selecting a Cash Award (a) accompanied by proof of purchase can request \$25 for each bottle of Covered Product purchased during the Class Period, up to a maximum of four bottles, or **\$100 per household**; or (b) without proof of purchase can request \$12.50 for each bottle of Covered Product purchased during the Class Period, up to a maximum of four bottles, or **\$50 per household**. If the total Valid Claim Forms request more than \$1,000,000 in Cash Awards, all payments will be reduced on a *pro rata* basis, and the reductions may be fulfilled with Offered Products. Any excess cash which is not needed to pay Valid Claims for Cash Awards will be distributed with *pro rata* increases to all valid cash claimants until all cash is distributed.

Settlement Class Members who do not request a Cash Award or whose Cash Award is not wholly fulfilled from available funds may request Offered Products. These Persons may request up to \$25 of Offered Product Benefits for each bottle of Covered Product purchased during the Class Period, up to a maximum of six bottles of Offered Product Benefits or \$150 of Offered Product Benefits per household, whichever is less.

If necessary, the Settlement Administrator may: modify the type and amount of Offered Products you receive; and utilize an impartial lottery system to allocate reductions or increases to Settlement Class Members who submitted Valid Claims (whether requesting solely a Product Award or requesting a Cash Award that was reduced *pro rata*).

**Your Rights. To request money or free products, Settlement Class Members must submit a properly completed Claim Form, postmarked or submitted online by November 13, 2017. To be excluded from the Settlement Class, a Person in the Settlement Class must submit a written exclusion postmarked by November 13, 2017. Persons in the Settlement Class who do so will not receive any money or free products, but will retain the right to sue on his/ her own regarding these claims. Settlement Class Members who do not exclude themselves can object to the terms of the settlement by submitting a written objection postmarked by November 13, 2017. Settlement Class Members who do nothing, will not receive any money or products and will be bound by the terms of the settlement.**

A Fairness Hearing will be held in this case (*Lorean Barrera v. Pharmavite, LLC*, No. 2:11-cv-04153-CAS (AGrx)) on December 4, 2017 at 10:00 a.m., to determine the fairness, reasonableness and adequacy of the proposed settlement and to award attorneys' fees and costs. Anyone in the Settlement Class may attend the hearing, but is not required to do so.

This notice is only a summary. For detailed information visit [www.GlucosamineSupplementSettlement.com](http://www.GlucosamineSupplementSettlement.com), write to *Barrera v. Pharmavite LLC* Settlement Administrator, P.O. Box 404008, Louisville, KY 40233-4008, or call 1-855-505-1300.

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All Proposals must be submitted to Metro, and be filed at the reception desk of the Office of Procurement on or before Monday, September 18, 2017 at 2:00 p.m. (local time). Proposals received after the above date and time may be rejected and returned unopened. Each Proposal must be sealed and marked Proposal RFP No. PS45385. A Pre-Proposal conference will be held on Monday, August 21, 2017 at 11:00 a.m., at the Henry Huntington Conference Room, on the 3rd Floor located at the address above.

Copies of the RFP will be available for download from Metro's website, [www.metro.net/solicitations](http://www.metro.net/solicitations). Additionally, you may obtain a copy of the RFP, or further information, by emailing Ana Rodriguez at [rodriguez2a@metro.net](mailto:rodriguez2a@metro.net) or via phone at (213) 922-1076.

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AGREEMENT NUMBER 2727

NOTICE IS HEREBY GIVEN, in accordance with the provisions of Division 1, Part 6, Chapter 8 of the California Revenue and Taxation Code (and the written authorization of the State Controller) that an agreement, a copy of which is on file in the office of the Board of Supervisors of Los Angeles County, has been made between said Board of Supervisors and the Los Angeles County Flood Control District, approved by the State Controller, whereby the County of Los Angeles will sell to the Los Angeles County Flood Control District under the terms set forth in said agreement, the real property hereinafter described which is Subject to the Tax Collector's Power to Sell.

That unless redeemed before the date and time of the effective agreement date stated below, which is not less than 21 days after the date of the first publication of this notice, as required by law, the undersigned Treasurer and Tax Collector, pursuant to said agreement, will sell said property to the Los Angeles County Flood Control District.

The effective date of the agreement will be on Monday, August 14, 2017, at 5:01 P.M. (Pacific Time).

If the property is sold, parties of interest, as defined in Section 4675 of the California Revenue and Taxation Code, have a right to file a claim with the County for any proceeds from the sale, which are in excess of the liens and costs required to be paid from the proceeds. If excess proceeds result from the sale, Treasurer and Tax Collector will give notice to parties of interest, pursuant to law.

If redemption of the property is not made according to law before the property is sold, the right of redemption will cease. Information concerning redemption of the property listed herein will be furnished, upon request, by JOSEPH KELLY, Los Angeles County Treasurer and Tax Collector, 225 North Hill Street, Room 130, Los Angeles, California 90012. The real property covered by said Agreement is located in the County of Los Angeles, State of California, and is described as follows, to wit:

2561-029-008

ASSESSED TO: JOE E MATKE

OFFICIAL MAP OF LOS ANGELES COUNTY AS PER BK 2 PG 49 TO 56 OF O M LOT 8 DIV 117 REG 18

DATED THIS 27TH DAY OF JUNE, 2017

JOSEPH KELLY, TREASURER AND TAX COLLECTOR

CN940004 AGREEMENT NO. 2727 Jul 24,31, Aug 7, 2017

Where Homegrown Heroes Become Legends

See the area's top high school players in action and vote for your favorites every week.

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SoCal PREP LEGENDS

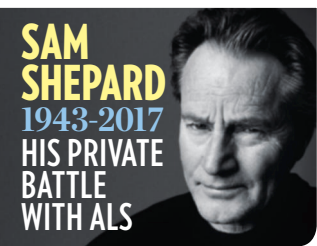
IDRIS & MATTHEW

On fame and fatherhood

TRUE CRIME  
MURDER  
ON A  
CRUISE  
SHIP?



**Jennifer Aniston**  
INSIDE HER LIFE  
NOW & HER  
RETURN TO TV!



**SAM  
SHEPARD**  
1943-2017  
HIS PRIVATE  
BATTLE  
WITH ALS



# Lauren Conrad HOW LOVE CHANGED ME

Exclusive!  
FIRST BABY  
PHOTOS!

August 14, 2017

From starring on reality TV to running her own lifestyle empire, the first-time mom opens up about her journey, her marriage and baby Liam: 'I feel so lucky!'



Shiny, happy campers: Marguerite Moreau (left), Nina Hellman, Sarah Burns, Zak Orth, Mark Feuerstein and Janeane Garofalo.

No. 8 **Wet Hot American Summer: Ten Years Later**

**NETFLIX** COMEDY In the new season of the retro summer-camp comedy, the year leaps from 1981 to 1991, and the friends return to their old cabins for a reunion that will include a Shakespeare-themed barn dance. First, though, there are games of one-upmanship: Susie (Amy Poehler), in from Hollywood, brings along a hot actor (Jai Courtney) and an ALF puppet. It's airheaded but sweet—the TV equivalent of s'mores. (Launches Aug. 4)

SABED ADYANI/NETFLIX

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**ALL DAY Freshn' Clean**

*always* Thin *always* Xtra protection 5x DRIER

\*vs. Always Thin® © Procter & Gamble 2017

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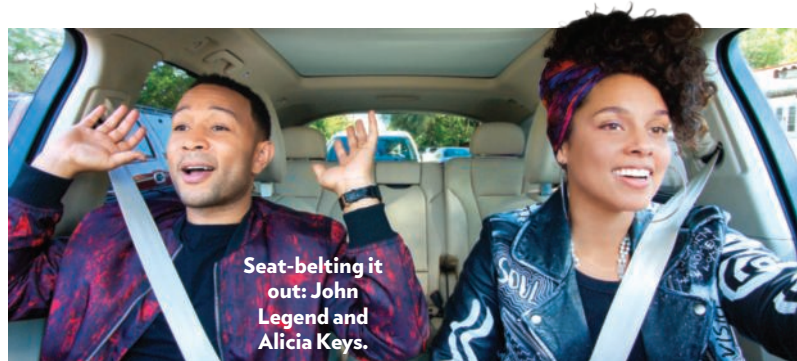


No. **9** **Difficult People**  
 Their brand of misery doesn't love company  
**HULU** COMEDY Billy Eichner and Julie  
 Klausner's entertainingly mean  
 series about two snarling, snarky actors  
 seems to have lost some of its edge in the  
 season 3 opener—giving Maury Povich a cameo as himself  
 is no one's idea of humor—but the second episode is a  
 funny takedown of late-career Woody Allen: Julie gets  
 cast as a cigarette girl in his new Amazon series, a lazy  
 piffle called *Manhattan Mini-Storage*. (Launches Aug. 8)



Kinan (left) and  
Parsons

No. **10** **My Life Now**  
 People Now host Jeremy  
 Parsons revisits some of the  
 most memorable men and women ever  
 featured in the magazine's human-interest  
 stories, starting Aug. 10 with Joe Kinan,  
 survivor of the 2003 Rhode Island nightclub  
 fire that killed 100 people. To watch, download  
 the PEN app on your  
 favorite mobile or  
 connected-TV device.



Seat-belted it  
 out: John  
 Legend and  
 Alicia Keys.

No. **11** **Carpool Karaoke: The Series**  
**iTUNES** COMEDY/MUSIC The breakout segment from  
 CBS's *Late Late Show with James Corden*,  
 already a huge viral hit, makes its much-hyped premiere as a series—this  
 is karaoke nonstop, sometimes not even in a car (try a helicopter) and  
 not always with Corden as your singing host, but still with plenty of  
 celebrities happily singing pop hits on the move. (Aug. 8)

#### Legal Notice

If you bought a Pharmavite LLC product containing glucosamine and/or chondroitin, including TripleFlex® and BJ's products made by Pharmavite LLC, you could get money or free products from a class action settlement.

A settlement has been reached in a class action lawsuit alleging that the glucosamine and/or chondroitin supplements manufactured by Pharmavite LLC ("Pharmavite") or its affiliates, including the TripleFlex products and BJ's products made by Pharmavite (the "Covered Products"), do not provide certain benefits claimed in the labeling. Pharmavite denies these claims and denies it has done anything wrong. Pharmavite stands by the products, their labels and packaging, and their safety and efficacy. Plaintiff does not claim that these products are unsafe or present a health hazard. The Court has not decided in favor of either side.

**Who Is Included?** The "Settlement Class" includes all residents of the United States who, between May 1, 2007 and June 5, 2017 (the "Class Period"), paid money to obtain Covered Products for personal use and not resale or distribution.

**The Settlement Benefits.** Pharmavite has agreed to provide a \$1,000,000 monetary fund and \$5,900,000 in free product and shipping and handling costs; not to use certain terms in labeling its Covered Products; and to pay \$325,000 or more for notice and administration costs, as well as attorneys' fees of up to \$3,475,000, expenses up to \$600,000, and plaintiff's incentive award up to \$10,000. Settlement Class Members may submit a Claim Form to request money (a "Cash Award") or free products ("Offered Products") plus shipping and handling costs ("Offered Product Benefits"). Settlement Class Members who submit a Valid Claim Form selecting a Cash Award (a) accompanied by proof of purchase can request \$25 for each bottle of Covered Product purchased during the Class Period, up to a maximum of four bottles, or **\$100 per household**; or (b) without proof of purchase can request \$12.50 for each bottle of Covered Product purchased during the Class Period, up to a maximum of four bottles, or **\$50 per household**. If the total Valid Claim Forms request more than \$1,000,000 in Cash Awards, all payments will be reduced on a *pro rata* basis, and the reductions may be fulfilled with Offered Products. Any excess cash which is not needed to pay Valid Claims for Cash Awards will be distributed with *pro rata* increases to all valid cash claimants until all cash is distributed. Settlement Class Members who do not request a Cash Award or whose Cash Award is not wholly fulfilled from available funds may request Offered Products. These Persons may request up to \$25 of Offered Product Benefits for each bottle of Covered Product purchased during the Class Period, up to a maximum of **six bottles of Offered Product Benefits or \$150 of Offered Product Benefits per household**, whichever is less. If necessary, the Settlement Administrator may: modify the type and amount of Offered Products you receive; and utilize an impartial lottery system to allocate reductions or increases to Settlement Class Members who submitted Valid Claims (whether requesting solely a Product Award or requesting a Cash Award that was reduced *pro rata*).

**Your Rights. To request money or free products, Settlement Class Members must submit a properly completed Claim Form, postmarked or submitted online by November 13, 2017. To be excluded from the Settlement Class, a Person in the Settlement Class must submit a written exclusion postmarked by November 13, 2017. Persons in the Settlement Class who do so will not receive any money or free products, but will retain the right to sue on his/her own regarding these claims. Settlement Class Members who do not exclude themselves can object to the terms of the settlement by submitting a written objection postmarked by November 13, 2017. Settlement Class Members who do nothing, will not receive any money or products and will be bound by the terms of the settlement.**

A Fairness Hearing will be held in this case (*Lorecan Barrera v. Pharmavite, LLC*, No. 2:11-cv-04153-CAS (AGrx)) on December 4, 2017 at 10:00 a.m., to determine the fairness, reasonableness and adequacy of the proposed settlement and to award attorneys' fees and costs. Anyone in the Settlement Class may attend the hearing, but is not required to do so.

This notice is only a summary. For detailed information visit [www.GlucosamineSupplementSettlement.com](http://www.GlucosamineSupplementSettlement.com), write to *Barrera v. Pharmavite LLC* Settlement Administrator, P.O. Box 404008, Louisville, KY 40233-4008, or call 1-855-505-1300.

## **Exhibit D**

**From:** [danielle.fagans](#)  
**To:** [#NA KCC SRFK Glucosamine Supplement Settlement](#)  
**Subject:** Regarding Settlement  
**Date:** Tuesday, August 08, 2017 6:41:34 PM

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To Whom It May Concern:

I am emailing to submit a request of exclusion for the Class Action Settlement. I want to be excluded from the Settlement Class, I am a person in the Settlement Class and have purchased one or more of the Covered Products during the Class Period. I do not want to partake in any of the Class Action Settlement against the company.

Sincerely,  
Danielle Phillips